S.B. CIVIL WRIT PETITION NO.7483/2007.

Kailash Chand Yadav and anr.
Vs.
State and ors.

Date of order :- 26/9/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Ms. Gayatri Rathore for the petitioner.
Shri Harshvardhan Nandwana, Dy.GA for the State.

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Issue notice.

Shri Harshvardhan Nandwana, Deputy Government Advocate accepts notice of the petition.

The grievance of the petitioner is that even though the respondent No.4 was indulging in constructing shops on the land in dispute of the Municipal Board, Ramganj Mandi misusing his position as a Vice Chairman of the Municipality, but the respondents are not taking any action against respondent No.4 inspite of petitioners' having approached to the competent authority.

In the facts of the case, I do not consider it appropriate to directly entertain the petition for, whether or not the allegation of the petitioners are well founded can be ascertained only when they are examined by the respondents.

I therefore set the petitioners at liberty to make a representation to the Secretary, Local Self

Government, Government of Rajasthan, Jaipur, respondent No.1 within two weeks from today. In case, any such representation is made, the same shall be considered and decided in accordance with law.

With the above observations, the writ petition is disposed of.

(MOHAMMAD RAFIQ), J.

anil